S.B. CIVIL WRIT PETITION NO.3484/2007.

Brijesh Kumar
Vs.
The Judge, Rent Tribunal and anr.

Date of order : 1/6/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Shri A.K. Sharma for the petitioner.

******

Heard learned counsel for the petitioner.

The petitioner is challenging the order dated 1/2/2007 by which his application for appointment of Court Commissioner for inspection of the disputed premises was rejected. The learned Rent Tribunal held that the fact with regard to possession thereof can be looked into by evidence of the parties therefore the Court Commissioner could not be appointed merely for collection of evidence.

I do not find any error apparent on the face of the impugned-order refusing to appoint Court Commissioner because the parties can always adduce evidence and prove the disputed facts.

The writ petition is accordingly dismissed.

(MOHAMMAD RAFIQ), J.

anil